

Minutes of the
Bountiful City Council Meeting
City Council Chambers
May 27, 2008 - 7:00 p.m.

Present: Mayor: Joe L. Johnson
Council Members: Beth Holbrook, John Marc Knight, R. Fred Moss, Scott Myers and Tom Tolman
City Manager: Tom Hardy
City Engineer: Paul Rowland
Admin. Services Dir.: Galen Rasmussen
Planning Director: Aric Jensen
Department Repre: Gary Blowers, Streets/Sanitation
Todd Christensen, Golf Course
Allen Ray Johnson
Tom Ross, Police
Jerry Wilson, Parks/Recreation
Recording Secretary: Nancy T. Lawrence
Excused: City Attorney: Russell Mahan

Official Notice of this meeting had been given by posting a written notice of same and an Agenda at the City Hall and providing copies to the following newspapers of general circulation: Davis County Clipper, Deseret News, and Salt Lake Tribune.

Mayor Johnson called the meeting to order at 7:00 p.m. and welcomed those in attendance. Clayton Oaks, visiting Cub Scout, led the pledge of allegiance to the flag and Councilman Myers offered the prayer/thought.

APPROVAL OF MINUTES

Minutes of the regular City Council meetings held May 13, 2008 will be presented for approval at the next regular meeting.

EXPENDITURES AND EXPENSES APPROVED

Mayor Johnson presented the Report of Expenditures and Expenses Greater than \$1,000 for the period May 1-7, 2008 in the amount of \$102,720.66. Following a short discussion, Councilman Moss made a motion to approve the expenditures, as presented. Councilwoman Holbrook seconded the motion and voting was unanimous with Councilpersons Holbrook, Knight, Moss, Myers and Tolman voting "aye".

RECYCLING RFP DISCUSSION

Mayor Johnson thanked the citizens for their attendance and interest on this issue. He reviewed the procedure for consideration of this item, establishing equal time limits for views pro and con recycling. Speaking in favor of mandatory curbside recycling were Dr. Ray Ward, Raymond Cutler, Clayton Oaks, Richard Watson, Brook Bryer, Nola Kapel, Cecily P. Huish, Paul Taylor, Steven War and Kathy Jones. They spoke to environmental responsibility, conservation of

1 the landfill and natural resources. Speaking against mandatory curbside recycling were Ron
2 Mortensen, Bert Hewlett, Eric Hadabaugh, Barry Giles, Shawn Buth, Jerry Odekkirk and Nathan
3 Long. These individuals supported the concept of recycling, but were opposed to the mandatory
4 pickup and suggested that an "Opt Out" program would be more fair and less coercive.
5

6 Mr. Hardy reported that RFP's were sent to six companies for curbside recycling service
7 and three responded. Of the three respondents, two proposed a non-mandatory system and the
8 other an Opt-out Program; each one had a base price per month and an adjustment for fuel. They
9 also included minimum participation per household. He said that the staff did not have a
10 recommendation for the Council; however, the bid from Waste Management of Utah (mandatory
11 participation) in the amount of \$2.98 was the least expensive. Following a lengthy discussion by
12 the Council, Councilwoman Holbrook made a motion to accept the bid from Waste Management
13 for mandatory participation. This motion died for lack of a second.
14

15 Councilman Knight suggested that an Opt In program be approved based on the fee
16 schedule proposed by Allied Waste and a mandatory minimum participation of 10 percent of
17 households (1,250) by the end of a 60-day advertising period. He made a motion to this effect
18 which was seconded by Councilman Moss. The motion carried unanimously with Councilpersons
19 Holbrook, Knight, Moss, Myers and Tolman voting "aye".
20

21 **YOUTH COUNCIL REPORT**

22 This item was delayed to the next regular meeting.
23

24 **BID AWARDS FOR POWER DEPARTMENT**

25 Mr. Johnson presented the following bid requests as recommendations from the Power
26 Commission to be approved by the Council:
27

28 **15 KV Cable Bid:** This cable is needed to replenish inventory that is being used on the
29 Phase VIII Project. It is recommended to approve the bid from Northern Power Equipment for the
30 sum of \$32,916.00. Councilman Myers made a motion to this effect, Councilman Tolman
31 seconded it and voting was unanimous. Councilpersons Holbrook, Knight, Moss, Myers and
32 Tolman voted "aye".
33

34 **Asplundh Tree Trimming Contract Extension:** Mr. Johnson explained that the 2008-09
35 budget includes \$260,000 for an outside crew to trim trees from our power lines. The Power
36 Department currently has a contract with Asplundh Tree Trimming who has agreed to extend their
37 contract (with new rates) at the cost of \$117.84/hour (last year's cost was \$113.86 per hour). It is
38 the recommendation of the Power Commission to award the contract to Asplundh, as explained.
39 Councilman Moss motioned to approve Asplundh's bid, Councilwoman Holbrook seconded the
40 motion and voting was unanimous. Councilpersons Holbrook, Knight, Moss, Myers and Tolman
41 voted "aye".
42

43 **Bid for Underground Cable Boring on 500 West:** In order to complete a loop of the
44 power system in the area west of 500 West between 400 North to 500 South, it is necessary to
45 cross 500 West street. In an effort to minimize the impact to the traffic in the area, it is planned to
46 bore under 500 West. Two contractors submitted bids and it is the recommendation of the staff
47 and Power Commission that the low bid from Down Under Construction in the amount of

1 \$12,750.00 be approved. Councilman Moss made a motion to accept the bid of Down Under, as
2 presented. Councilman Tolman seconded the motion and voting was unanimous. Councilpersons
3 Holbrook, Knight, Moss, Myers and Tolman voted "aye".
4

5 **IPP 2008-09 Winter Call-back Increase:** Mr. Johnson explained that twice a year the City
6 has the opportunity to make a callback of the IPP power. Over the past several years 4 megawatts
7 has been used to cover the system loads. It is the recommendation of the Power Commission and
8 staff that we increase our call back to 9 megawatts for the winter season starting September 25,
9 2008 through March 25, 2009. (He noted that this will make up for power lost in the Idaho Power
10 contract which was not renewed). Councilman Moss made a motion to call back 9 watts, as
11 explained. Councilman Myers seconded the motion and voting was unanimous. Councilpersons
12 Holbrook, Knight, Moss, Myers and Tolman voted "aye".
13

14 **Line Extension Policy Revision:** Mr. Johnson explained that the current Line Extension
15 Policy gives some developers a new revenue credit that in many cases covers 90% of the line
16 extension cost so that some developers only pay 10% of the full line extension cost. It is the
17 recommendation of the Power Commission and staff that a new Line Extension Policy be
18 approved, effective for new projects coming in after July, 2008. In the new policy, the customer
19 pays 100% of the line extension cost. Councilman Moss motioned to approve the proposed Policy
20 revision. Councilman Knight seconded the motion and voting was unanimous. Councilpersons
21 Holbrook, Knight, Moss, Myers and Tolman voted "aye".
22

23 **PRELIMINARY AND FINAL APPROVAL GRANTED TO**
24 **CHRISTIENSEN SBDVN - 264 N 100 E**

25 Mr. Rowland presented the request of Rob and Hillary Christiansen for preliminary and
26 final approval of Christiansen Subdivision, 264 North 100 East. This matter has been reviewed by
27 the Planning Commission and comes to the Council with a positive recommendation, subject to the
28 following conditions:

- 29 1. Complete a fence line agreement with the neighbor to the east to prevent the creation of
30 a gap in the block.
 - 31 2. Provide a current title report.
 - 32 3. Any party listed on the title report as having an ownership interest shall sign the
33 subdivision plat.
 - 34 4. If necessary, change the name to a unique name not previously used.
 - 35 5. Correct the indicated redlines on the plat.
 - 36 6. Pay the following fees:

37 Storm water impact fee	\$1,073.67
38 Checking fee	200.00
39 Recording fees	50.00
- 40

41 The historical nature of the existing building (which will be demolished) was disclosed and
42 Councilman Tolman asked if he could get in touch with the owner/developer prior to the building
43 being removed. Councilwoman Holbrook made a motion to grant preliminary and final approval
44 as recommended. Councilman Moss seconded the motion and voting was unanimous.
45 Councilpersons Holbrook, Knight, Moss, Myers and Tolman voted "aye".
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47 **ORDINANCE NO. 2008-03 ADOPTED RE: TEXT AMENDMENTS TO**
48 **TITLE 14 LAND USE ORDINANCE**

1 Mr. Jensen reviewed that for the past several months the Planning Department has been
2 working on some proposed changes to title 14, the Bountiful City Land Use Ordinance. These
3 proposed changes have been incorporated into the subject ordinance. He reviewed the proposed
4 changes and then recommended that Ordinance No. 2008-03 entitled AN ORDINANCE AMENDING
5 VARIOUS PROVISIONS OF TITLE 14, THE BOUNTIFUL CITY LAND USE ORDINANCE” be adopted.
6 Discussion focused on the private power alternative energy sources and signs in heavy commercial
7 zones. Councilwoman Holbrook made a motion to approve the Ordinance with the exception of
8 Section 14-14-126 (regarding private power plants) and that Section 14-19-13 be tabled to allow
9 for more discussion. Councilman Moss seconded the motion which carried unanimously.
10 Councilpersons Holbrook, Knight, Moss, Myers and Tolman voted “aye”.
11

12 **BID FOR GOLF COURSE PAVILION AND TENNIS COURTS APPROVED**

13 Mr. Christensen reported that bids were opened for construction of the project at the
14 Bountiful Ridge Golf course that includes a new pavilion with restrooms, three new post-tensioned
15 tennis courts, and a new parking lot with 31 spaces. Two bids were received and it is the
16 recommendation of staff to accept the proposal from Greene’s Inc. with the alternate for brick
17 pavers in the islands between the pavilion, tennis courts, and parking lot in the amount of
18 \$725,433.00, using the unit prices submitted in the bid. Steve Nelson and Parkin Construction will
19 work as subs for this project. Following discussion, Councilman Myers motioned to accept the bid
20 from Greene’s Inc., as presented. Councilwoman Holbrook seconded the motion and voting was
21 unanimous. Councilpersons Holbrook, Knight, Moss, Myers and Tolman voted “aye”.
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23 The meeting adjourned at 9:33 p.m. on a motion made and seconded by Councilmen
24 Tolman and Knight, respectively. Councilpersons Holbrook, Knight Moss, Myers and Tolman
25 voted “aye”.
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JOE L. JOHNSON, Mayor

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KIM J. COLEMAN, City Recorder

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